



Eric Gonzalez  
District Attorney

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[INSERT NAME]  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: KEVIN MCCARTHY

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, ARISING FROM 01/04/2018, AGAINST MOS:

ALLEGATIONS:

1. INVOICE DISCREPANCY – LAB – MARIJUANA
2. REPORT INCOMPLETE/INACCURATE – PROPERTY CLERK INVOICE

CASE STATUS: CLOSED ON 02/13/2018

PENALTY: VERBAL OF INSTRUCTIONS.

Disclosure # 2:

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, ARISING FROM 01/04/2018, AGAINST MOS:

ALLEGATIONS:

1. BODY WORN CAMERA – FAIL TO ACTIVATE

CASE STATUS: CLOSED ON 09/24/2019.

Disclosure # 3:

The People are aware of the following federal civil rights action(s) and/or state tort civil lawsuit(s) in which the indicated officer has been named as an individual defendant. Note, the disposition information may not be current:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Dean Holder	512581/2018	Sup. Ct. Kings Cty.	6-28-2018 (?)		<i>Pending. For depositions.</i>
Jahmel Phillips et al	510352/2017	Sup. Ct. Kings Cty.	5-24-17		<i>Pending. In discovery. Adjourned to 10-1-19</i>
Rafael Brerton	12652/2015	Sup. Ct., Kings Cty	10-20-15	3-11-16	Unknown.

Annette Heines et al	13-CV-5674	E.D.N.Y.	10-15-13	6-30-15	Annette Heines-terminated for failure to prosecute. William Heines - Order dismissing case w/ prejudice pursuant to stipulation. No settlement.
Natasha Caines et al	12-CV-3273	E.D.N.Y.	6-29-12	2-7-14	Settlement, without admission of fault or liability

**IN ADDITION, BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**

**Disclosure # 4:**

CCRB CASE: 201200526

REPORT DATE: 01/11/2012

INCIDENT DATE: 01/10/2012

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Frisk  
NYPD Disposition: Instructions

**Disclosure # 5:**

CCRB CASE: 201807690

REPORT DATE: 09/17/2018

INCIDENT DATE: 09/13/2018

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Photography/Videography

**Disclosure # 5:**

CCRB CASE: 201901490

REPORT DATE: 02/18/2019

INCIDENT DATE: 02/08/2019

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse – Stop

OTHER MISCONDUCT NOTED (NO CCRB JURISDICTION):

1. OMN - Improper use of bodyworn camera

**Disclosure # 6:**

CCRB CASE: 201908463

REPORT DATE: 09/25/2019

PENDING CCRB ALLEGATION(S):



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